

# ***DRAFT UNAPPROVED***

## **VIRGINIA BOARD OF MEDICINE SPECIAL CONFERENCE COMMITTEE MINUTES**

| <b>Tuesday, May 15, 2007</b>    | <b>Holiday Inn Select</b>  | <b>Fredericksburg, Virginia</b>   |
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| <b>CALL TO ORDER:</b>           | A Special Conference Committee of the Board was called to order at 9:13 a.m.   |   |
| <b>MEMBERS PRESENT:</b>         | General Clara Adams-Ender, R.N., Chair<br>John H. Armstrong, M.D.<br>Sandra A. Bell, M.D.  |   |
| <b>STAFF &amp; OAG PRESENT:</b> | Jennifer L. Deschenes, Deputy Executive Director, Discipline<br>Renée S. Dixon, Discipline Case Manager<br>James Schliessmann, Assistant Attorney General<br>Julia Bennett, Adjudication Specialist  |   |
| <b>OTHERS PRESENT:</b>          | Christine A. Coder<br>Sandra Jerez<br>Patricia Pade, M.D., Associate Director, HPIP<br>Amy Stewart, Case Manager, HPIP<br>Connie Delenick  |   |
| <b>MATTER:</b>                  | <b>Peter Delenick, M.D.</b>  | <b>License No.: 0101-038823</b><br><b>Case Nos.: 109744, 109854, 110124</b> |
| <b>DISCUSSION:</b>              | Dr. Delenick appeared before the Committee in person in accordance with a Notice of the Board dated March 28, 2007. Dr. Delenick was not represented by counsel. The Committee fully discussed the allegations in the Notice with Dr. Delenick.  |   |
| <b>CLOSED SESSION:</b>          | Upon a motion by Dr. Bell, and duly seconded by Dr. Armstrong, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(15) of the Code of Virginia, for the purpose of consideration and discussion of medical and mental health records of Dr. Delenick. Additionally, she moved that Ms. Deschenes, Ms. Dixon, Ms. Bennett and Mr. Schliessmann attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its discussion. |   |

**RECONVENE:** Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and continued its discussion with Dr. Delenick regarding the allegations.

**CLOSED SESSION:** Upon a motion by Dr. Bell, and duly seconded by Dr. Armstrong, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Delenick. Additionally, she moved that Ms. Deschenes, and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

**RECONVENE:** Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and announced its decision.

**DECISION:** Upon a motion by Dr. Bell, and duly seconded by Dr. Armstrong, the Committee made certain Findings of Fact and Conclusions of Law and voted to place the license of Dr. Delenick on indefinite probation and subject to terms and conditions.

**VOTE:** The vote unanimous.

**ADJOURNMENT:** The Committee adjourned at 1:40 p.m.

*As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Delenick, unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Delenick, within such time. If service of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.*

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General Clara Adams-Ender, R.N., Chair

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William L. Harp, M.D., Executive Director

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Date

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Date

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**CALL TO ORDER:** A Special Conference Committee of the Board was called to order at 1:45 p.m.

**MEMBERS PRESENT:** John H. Armstrong, M.D., Chair  
Sandra A. Bell, M.D.  
General Clara Adams-Ender, R.N.

**STAFF & OAG PRESENT:** Jennifer L. Deschenes, Deputy Executive Director, Discipline  
Renée S. Dixon, Discipline Case Manager  
Julia Bennett, Adjudication Specialist

**OTHERS PRESENT:** Dr. Charles Rosenbaum (*on behalf of Dr. Bernard*)  
Dr. Floyd Bradd, III, M.D. (*by telephone on behalf of Dr. Bernard*)  
Tanner Smith, Paralegal  
Mr. Joseph Murphy

**MATTER:** **Barbara Bernard, M.D.**                      **License No.: 0101-057862**  
**Case No.: 105111**

**DISCUSSION:** Dr. Bernard appeared before the Committee in person in accordance with a Notice of the Board dated March 7, 2007. Dr. Bernard was represented by Donna L. Foster, Esquire. The Committee fully discussed the allegations in the Notice with Dr. Bernard.

**CLOSED SESSION:** Upon a motion by General Adams-Ender, and duly seconded by Dr. Bell, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Dr. Bernard. Additionally, she moved that Ms. Deschenes, and Ms. Dixon attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

**RECONVENE:** Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session and announced its decision.

**DECISION:** Upon a motion by Dr. Bell, and duly seconded by General Adams-Ender, the Committee made certain Findings of Fact and Conclusions of Law and voted to issue Dr. Bernard a reprimand.

**VOTE:** The vote unanimous.

**ADJOURNMENT:** The Committee adjourned at 4:12 p.m.

*As provided by law this decision shall become a Final Order thirty (30) days after service of such Order on Dr. Bernard, unless a written request to the Board for a formal hearing on the allegations made against her is received from Dr. Bernard, within such time. If service of the Order is made by mail three (3) additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Special Conference Committee shall be vacated.*

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John H. Armstrong, M.D., Chair

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William L. Harp, M.D., Executive Director

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Date

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Date